

## YEAS—13.

Calhoun,	MacManus.
Davis,	Pope,
Garrison,	Stinson,
Glasscock	Terrell,
Houston,	Woods,
Knittle,	Woodward.
Lane,	

## NAYS—17.

Abercrombie,	Field,
Armistead,	Frank,
Bell,	Gregg,
Burges,	Harrison,
Burney,	Jarvis,
Camp,	McDonald,
Claiborne,	Simkins,
Douglass of G,	Upshaw.
Douglass of J,	

## ABSENT—1.

Allen.

The bill passed by the following vote:

## YEAS—26.

Abercrombie,	Gregg.
Armistead,	Harrison,
Bell,	Houston,
Burney,	Jarvis.
Calhoun,	Lane,
Camp,	McDonald,
Claiborne,	MacManus,
Davis,	Pope,
Douglass of J,	Simkins,
Douglass of G,	Terrell,
Field,	Upshaw,
Frank,	Woods.
Glasscock,	Woodward.

## NAYS—4.

Burges,	Knittle,
Garrison,	Stinson.

## ABSENT—none.

On motion of Senator Armistead the Senate reconsidered the vote refusing to concur in House amendments in Senate bill No. 261.

On motion of Senator Armistead the Senate concurred in House amendments to the bill.

## SENATOR STINSON

Moved to adjourn till 10 o'clock to-morrow morning.

Lost by the following vote:

## YEAS—10.

Burges,	MacManus,
Davis,	Pope,
Garrison,	Stinson,
Houston,	Woods,
Knittle,	Woodward.

## NAYS—19.

Abercrombie,	Frank,
Armistead,	Gregg,
Bell,	Harrison,
Burney,	Jarvis,
Calhoun,	Lane,
Camp,	McDonald,
Claiborne,	Simkins,
Douglass of J,	Terrell,
Douglass of G,	Upshaw.
Field,	

## ABSENT—1.

Glasscock.

By leave,

SENATOR BELL

Sent up the following report:

COMMITTEE ROOM, }  
AUSTIN, March 30, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Judiciary Committee No. 2, to whom was referred Senate bill No. 441, entitled:

"An act to amend Article 1054, chapter 2, title 15, of the Code of Criminal Procedure," have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

BELL, chairman.

On motion of Senator Houston,  
The Senate adjourned till 10 o'clock to-morrow morning.

## SEVENTIETH DAY.

SENATE CHAMBER, }  
AUSTIN, TEXAS, April 1, 1887. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by Dr. Howard.

The reading of the journal of yesterday was dispensed with,

# REPORTS OF STANDING COMMITTEES.

BY SENATOR FRANK:

SENATE CHAMBER,  
AUSTIN, March 31, 1887. }

Hon. T. B. Wheeler, President of the Senate.

Sir—Your Committee on Engrossed Bills have carefully examined substitute Senate bill No. 331, entitled:

"An act to amend chapter 3, title 17, of the Penal Code of the State of Texas, by adding thereto Article 680b, and find the same correctly engrossed

FRANK, chairman.

COMMITTEE ROOM,  
AUSTIN, March 31, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Engrossed Bills have carefully examined and compared substitute Senate bill No. 357, being:

"An act to amend an act approved February 27, 1885, entitled 'an act to amend section 34, of an act to re-district the State into judicial districts and fix the times for holding courts therein, and to provide for the election of judges and district attorneys in said districts at the next general election to be held on the first Tuesday after the first Monday in November, 1884,' approved April 9, 1883," and find the same correctly engrossed.

FRANK, chairman.

BY SENATOR JARVIS.

COMMITTEE ROOM,  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Finance, to whom was referred House bill No. 448, entitled,

"An act making an appropriation for the support of the State government for the years beginning March 1, 1887, and ending February 28, 1889, and for other purposes," have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass, with the accompanying amendments.

All of which is respectfully submitted.

JARVIS, chairman.

Bill read first time.

STATE DEPARTMENT—page 2.

1. Amend line 4 by striking out

"\$1000" and inserting "\$1200" in both columns.

2. Amend by striking out line 5.

TREASURY DEPARTMENT—page 2.

1. Amend by inserting between lines 3 and 4 the words "salary of receiving clerk \$1500" in both columns.

2. Amend line 6 and 7 by striking out the word "three" and inserting the word "two" and by striking out the words "\$1000 each" and inserting "\$1200 each."

Also,

By striking out "\$3000" and inserting "\$2400" in both columns.

3. Amend by inserting between lines 7 and 8 the words "one examining clerk \$1400" in both columns.

Also

By adding "salary of two clerks \$1200 each—\$2400" in both columns.

4. Amend by striking out lines 1 and on page 3.

COMPTROLLER'S OFFICE—page 3.

1. Amend line 3 by striking out "\$1600" and inserting "\$1700" in both columns

2. Amend line 6 by striking out "\$1400 each" and inserting "\$1600 each"

And

By striking out "\$2800" and inserting "\$3200" in both columns.

3. Amend line 7 by striking out "\$1400 each" and inserting "\$1600 each"

And

By striking out "\$2800" and inserting "\$3200" in both columns.

4. Amend line 8 by striking out "\$1400 each" and inserting "\$1500 each"

And

By striking out "2800" and inserting "\$3000" in both columns.

5. Amend by inserting between line 18 and 19 "salary of one night watchman to have control of the ground floor to be appointed by the Comptroller \$900" in each column.

GENERAL LAND OFFICE—page 4.

1. Amend line 5 by striking out "1600" and inserting "\$1800" in both columns.

2. Amend line 10 by adding the words "\$1200 each."

3. Amend line 11 by adding the words "\$1400 each" and by striking out "2800" in both columns.

4. Amend line 14 by striking out the word "four" and by inserting the word "five," and by striking out "\$4,800," and inserting "\$6000," in both columns.

5. Amend line 15 by striking out

the words "\$1080 each," and inserting "\$1,200 each," and by striking out "\$2160" and inserting "\$2400" in both columns.

6. Amend line 16 by adding the words "\$1080 each."

Adopted.

7. Amend line 17, by striking out "\$1200" and inserting "\$1400" in each column.

8. Amend line 22 by striking out the word "seven" and inserting the word "eight," and by striking out "\$8500" and inserting "\$9600" in both columns.

9. Amend by adding "line 32" for purchase of iron safe for receiving clerk's office, \$600."

#### ADJUTANT GENERAL'S OFFICE—page 5.

1. Amend line 9 and 10, by striking out "\$50,000," and inserting "\$30,000" both columns.

#### INSURANCE, STATISTICS, AND HISTORY DEPARTMENT—page 6.

1. Amend line 11, by inserting between the words "postage" and "for" the words "and blanks" and by striking out "\$650" and inserting "\$1150" in both columns.

2. Amend line 13 by striking out "\$480" and insert "\$360" in both columns.

#### SUPREME COURT—page 6.

1. Amend line 6 by striking out the word "three" and inserting the word "two," and by striking out "\$900" and inserting "\$600" in both columns.

2. Amend by inserting between lines 6 and 7 the following, "salary of one librarian at Austin, \$600," in both columns.

3. Amend line 7 by striking out "\$300" and inserting "\$450" in both columns.

4. Amend by adding "line 12 night watchman for third floor of temporary capitol \$600" in each column.

Amend by adding the following:

Books and stationery for Commission of Appeals, \$400, both columns.

Fuels and lights for Commissions of Appeals, \$250, in both columns.

Postage and Contingent Commission of Appeals \$600, in both columns.

Furniture for Commission of Appeals, \$400, in both columns

#### JUDICIAL DEPARTMENT—page 7.

1. Amend lines 5 and 6 by striking

out "\$350,000" and inserting "\$400,000" in both columns.

#### SUPERINTENDENT OF PUBLIC BUILDINGS—page 8.

1. Amend lines 2 and 3 by striking out the words "and third," and by striking out the letter "e" and inserting the letter "a" in the word "watchmen."

2. Amend line 9 by striking out the words, "electric light plant," and inserting in lieu thereof the words "lighting the temporary capitol."

#### STATE LUNATIC ASYLUM—page 9.

1. Amend line 10 by striking out "\$480" and inserting "\$780" in both columns.

2. Amend line 11 by striking out "\$360" and inserting "\$480" in both columns.

3. Amend line 19 by striking out the word "four" and inserting the word "six," and by adding the words, "\$360 each," and by striking out "\$1440" and inserting "\$2160" in both columns.

4. Amend line 21 by striking out the word "six" and inserting the word "seven," and by adding the words "\$240 each," and by striking out "\$1440" and inserting "\$1680" in both columns.

5. Amend line 23 by striking out the word "four" and insert the word "six," and by adding the words, "\$240 each," and by striking out "\$960" and inserting "\$1440" in both columns.

6. Amend line 25 by striking out "\$960" and inserting "\$600" in both columns.

7. Amend line 1, page 10, by striking out "\$60000" and inserting "\$65000" in both columns.

8. Amend line 3, page 10, by striking out "\$600" and inserting "\$800" in both columns.

9. Amend line 5, page 10, by striking out "\$1000" and inserting "\$2000" in both columns.

#### DEAF AND DUMB ASYLUM—page 11.

1. Amend line 4 by striking out "\$720" and inserting "\$600" in both columns.

#### BLIND ASYLUM—page 13.

1. Amend line 12 by striking out the words "repairing old furniture" and insert the words "replacing old furniture with new" and by striking out "\$500" and inserting "\$1000."

2. Amend lines 1, 2 and 3 by striking out "\$6000" in second column and insert "\$6500."

DEPARTMENT OF EDUCATION—page 14.

1. Amend line 1 by striking out "\$1500" and inserting "\$1650" in both columns.

2. Amend line 2 by striking out "\$1000" and inserting "\$1200" in both columns.

3. Amend by adding "line 15 for summer normal schools \$6,000 in both columns"

PENITENTIARY DEPARTMENT—page 14.

1. Amend lines 5 and 6 by adding the words "and to purchase machinery" also amend by striking out "\$2500" and inserting "\$20000."

STATE UNIVERSITY—page 15.

1. Amend by striking out all after the word "Texas" in line 21.

AGRICULTURAL AND MECHANICAL COLLEGE—page 16.

1. Amend line 4 by striking out "\$5000" and inserting "\$10000" in both columns.

2. Amend line 5 by striking out "\$10000" and inserting "\$5000" in both columns.

MISCELLANEOUS—page 18.

1. Amend by striking out lines 17 to 23 inclusive.

2. Amend by adding: "for relief of Whelfield Clark, one of the Mier pioneers, \$970."

3. Amend by adding "for refunding M. V. Hughes money advanced to the State, \$350."

4. Amend by adding "for amount due H. L. Holland for four months service in 1885, \$80."

5. Amend by adding "for pay of Jno. Davidson for services, \$150."

BY SENATOR ARMISTEAD:

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Asylums, to whom was referred House bill No. 601, entitled:

"An act to provide for the appointment by the Governor of a financial

agent for the lunatic, blind and deaf and dumb asylums, and to prescribe his duties and fix the salary of said officer" have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

ARMISTEAD, chairman.

Bill read first time.

BY SENATOR KNITTLE.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on Contingent Expenses, to whom was referred resolution to pay Geo. M. Israel one hundred dollars for stenographic work in the Willis investigation, have had the same under consideration, and instruct me to report the same back favorably, with the following amendment:

Strike out "one hundred dollars" and insert "one hundred and ninety-five dollars,"

And that so amended the resolution do pass.

KNITTLE, chairman.

SENATOR ARMISTEAD

Moved to adopt the report.

SENATORS GREGG, BELL, DOUGLASS OF JEFFERSON, GLASSCOCK AND HARRISON

Opposed  
And

SENATORS TERRELL, POPE, ARMISTEAD, CLAIBORNE, HOUSTON, McDONALD, SIMKINS AND BURGESS

Favored the adoption of the report.

The report was adopted by the following vote:

YEAS—19.

Armistead.	Knittle,
Burgess,	Lane,
Burney,	McDonald.
Calhoun,	MacManus.
Camp,	Pope,
Claiborne,	Simkins,
Davis,	Terrell,
Douglass of G.,	Woods.
Field,	Woodward.
Houston,	

NAYS—9.

Bell,	Frank,
Douglass of J.,	Garrison,

Glasscock,  
Gregg,  
Harrison,

Jarvis,  
Upshaw.

ABSENT—2.

Abercrombie, Stinson,

SENATOR GLASSCOCK

Offered the following amendment to the resolution:

Amend the report or resolution by striking out the words "ninety-five dollars."

SENATOR ARMISTEAD

Moved the previous question on the resolution and amendment seconded, main question ordered.

The amendment to the resolution was lost by the following vote:

YEAS—9.

Davis,  
Field,  
Frank,  
Garrison,  
Glasscock,

Gregg,  
Harrison,  
Jarvis,  
Upshaw,

NAYS—17.

Armistead,  
Burgess,  
Burney,  
Calhoun,  
Camp,  
Claiborne,  
Douglass of G,  
Houston,  
Knittle,

Lane,  
McDonald,  
MacManus,  
Pope,  
Simkins,  
Terrell,  
Woods,  
Woodward.

ABSENT—4.

Abercrombie, Douglass of J.  
Bell, Stinson.

The resolution was adopted by the following vote:

YEAS—17.

Armistead,  
Burgess,  
Burney,  
Calhoun,  
Camp,  
Douglass of G,  
Field,  
Houston,  
Knittle,

Lane,  
McDonald,  
MacManus,  
Pope,  
Simkins,  
Terrell,  
Woods,  
Woodward.

NAYS—9.

Davis,  
Douglass of J  
Frank,  
Garrison,  
Glasscock,

Gregg,  
Harrison,  
Jarvis,  
Upshaw.

ABSENT—4.

Abercrombie,  
Bell,

Claiborne,  
Stinson.

SENATOR ARMISTEAD

Moved to reconsider the vote just taken and lay that motion on the table.  
The motion to reconsider was laid on the table.

SENATOR DOUGLASS OF JEFFERSON

Offered the following resolution:

"AUSTIN, April 1, 1887.

"Resolved, That the enrolling clerk be retained five days to do such work as may be necessary; and, be it further

"Resolved, That the engrossing clerk be retained five days to do such work as may be necessary.

SENATOR BURGESS

Offered the following amendment to the resolution:

Amend:

"And that the postmaster be retained for five days for the purpose of receiving and forwarding the Senate mail, and that he be paid five dollars per day for his services."

Accepted.

On motion of Senator Camp,

The resolution and amendment were laid on the table, to be considered with resolutions in regard to the secretaries.

SENATOR FRANK

Offered the following resolution:

Resolved, That the Calender Clerk, R. G. Childress, be retained for five days after adjournment for the purpose of completing his calender, making a complete list of all the bills in his possession, filing the same with the Secretary of the State, and filing his receipt thereof with the Comptroller of Public Accounts, and that he receive for his services \$5 per day to be paid out of the contingent fund of the Senate on the certificate of the Secretary, approved by the President of the Senate.

On motion of Senator Camp,

The resolution was laid on the table to be considered with the resolution offered by Senator Douglass of Jefferson.

The following special committee report was sent up by Senator Abercrombie:

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

To the Hon. T. B. Wheeler, President of the Senate  
and Hon. Geo. C. Pendleton, Speaker of the House  
of Representatives:

Sirs—Your committee of conference  
to whom was referred the differences  
of the two houses on

Senate bill No. 174, entitled:

"An act to amend section 1, of an  
act prescribing and fixing the venue  
of suits against foreign corporations,  
joint stock companies or associations  
doing business within this State and  
provide the mode of serving process on  
such corporations or associations ap-  
proved March 31, A. D. 1885," beg leave  
to represent that we have considered  
the same and respectfully submit the  
recommendation that the House do  
recede from its amendment.

All of which is respectfully submit-  
ted.

ABERCROMBIE,  
WOODS,  
WOODWARD.  
Senate committee.  
ALEXANDER,  
PRENDERGAST,  
KIRLICKS  
House committee.

On motion of Senator Abercrombie,  
The report was adopted.

The followidg message was received  
from the House:

HOUSE OF REPRESENTATIVES. }  
AUSTIN, TEXAS, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate;

Sir—I am instructed by the House  
to inform the Senate that the House  
passed the following bills:

House bill No. 598,

"An act to prevent dealers in illu-  
minating oils from selling or offering  
for sale any product of petroleum for  
illuminating purposes which will emit  
a combustible vapor at a temperature  
of one hundred and ten degrees or less  
of Fahrenheit's thermometer, and to  
provide a penalty therefor."

House bill No. 552.

"An act to prescribe a fire guard  
along railway lines to prevent fires on  
the prairies and to prescribe a penalty  
for a violation thereof."

WILL LAMBERT,  
Chief Clerk House of Representatives.

THE PRESIDENT

Gave notice of signing the following  
bills:

Senate bill No. 134,

"An act to amend Article 568, title 20,  
chapter 2 of an act to adopt and es-  
tablish the Revised Civil Statutes of  
the State of Texas."

Senate bill No. 140,

"An act to legalize and validate the  
ordinances of cities and towns incor-  
porated under the provisions of title  
17, of the Revised Civil Statutes where-  
in any ordinance imposing a penalty,  
fine, imprisonment or forfeiture, for  
violation of its provisions has not  
been published in the official paper for  
ten days, as required by law"

Senate bill No. 191,

"An act to provide for the appoint-  
ment of district and county clerks pro-  
tem. in certain cases."

Substitute Senate bill No 195.

"An act to regulate the time and  
manner of taking and catching fish,  
oysters, crabs and shrimps within the  
limits of the bays and tributaries,  
within the limit of Texas, up to tide  
water, and also from the waters of the  
Gulf of Mexico along the coast of  
Texas."

Senate bill No 222.

"An act to amend Article 765, title  
17, chapter 13, of the Penal Code, and  
to add thereto Articles 765a and 765b.

Senate bill No. 268

"An act to amend Articles 4823 and  
4843 of the Revised Civil Statutes of  
the State of Texas, relative to trials of  
the right property,"

And

Senate bill No. 325.

"An act to amend Article 1420, chap-  
ter 20, title 29, of the Revised Civil  
Statutes of the State of Texas."

The following message was received  
from the House.

HOUSE OF REPRESENTATIVES. }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate.

Sir—I am instructed by the House  
to inform the Senate that the House  
passed the following bills:

Senate bill No. 240,

"An act to amend Article 1639a of  
'an act to amend title 32, chapter 17,  
of the Revised Civil Statutes of the  
State of Texas,' approved April 14, A.  
D. 1883."

Senate bill No. 274,

"An act to amend article 2725, of  
title 48, chapter 1, of the Revised Civil  
Statutes of the State of Texas."

WILL LAMBERT,  
Chief Clerk House of Representatives.

On motion of Senator Jarvis,  
The appropriation bill was taken up.

under a suspension of the rules by the following vote:

## YEAS—23.

Abercrombie,	Garrison,
Bell,	Glasscock,
Burges,	Houston,
Burney,	Jarvis,
Calhoun,	Lane,
Camp,	MacManus,
Claiborne,	Pope,
Davis,	Simkins,
Douglass, of J.,	Terrell,
Douglass of G.,	Woods,
Field,	Woodward.
Frank,	

## NAYS—4.

Armistead,	Harrison,
Gregg,	McDonald.

## ABSENT—3.

Knittle,	Upshaw.
Stinson.	

## SENATOR BURGESS

Offered the following resolution:

"Resolved, That in the considering the appropriation bill no Senator shall speak more than once on any question, nor for a longer time than three minutes."

## THE PRESIDENT

Held that under the rules of the Senate the resolution would have to lie over one day.

## SENATOR BURGESS

Appealed from the ruling of the chair  
The yeas and nays being called for, the chair was sustained by the following vote:

## YEAS—17.

Abercrombie,	Gregg,
Armistead,	Harrison,
Bell,	Jarvis,
Burney,	Lane,
Camp,	McDonald,
Claiborne,	MacManus,
Frank,	Simkins,
Garrison,	Woods.
Glasscock,	

## NAYS—9.

Burges,	Houston,
Calhoun,	Knittle,
Davis,	Upshaw,
Douglass of J.,	Woodward.
Douglass of G.,	

## ABSENT—4.

Field,	Stinson,
Pope,	Terrell.

The resolution was ordered to lie over one day.

On motion of Senator Pope,  
It was agreed to consider the bill by departments.

## STATE DEPARTMENTS.

The committee amendments to the State department were adopted.

## TREASURY DEPARTMENT.

The committee amendments to Treasury department were adopted.

## COMPTROLLER'S DEPARTMENT.

Under the head of Comptroller's department.

## SENATOR BELL

Moved to amend line 11, page 3, by striking out "\$1800—\$1800," and insert "\$1600—\$1600."

Adopted.

The committee amendments were also adopted.

## SENATOR CLAIBORNE

Moved to strike out the lines 12 and 13, "Comptroller's department," and put in one line as follows:

"Twelve assistant clerks at \$1000 each—\$12,000" in both lines.

On motion of Senator Frank,  
The amendment was tabled

## SENATOR JARVIS

Moved to strike out "9" and insert "8" line 13, and strike out "9000" and insert "8000."

Adopted.

(Senator Pope, President pro tem, in the chair)

The following message was received from the House:

SENATE CHAMBER. }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—I am instructed by the House to inform the Senate that the House passed the following bill:

Senate bill No. 272,

"An act to regulate the shipment of freights, and to require railway companies to furnish sufficient cars to transport the same, and to provide penalties for failure to do so, with amendments.

WILL LAMBERT,  
Chief Clerk House of Representatives.

## GENERAL LAND OFFICE.

The first and second committee amendments were adopted.

## SENATOR BELL

Offered the following amendment to to the third committee amendment:

Amend line 11, page 4, by striking out "\$1400" and insert "\$1600," and also "\$2800—\$2800" and insert "\$3200—\$3200."

Adopted.

The third committee amendment, as amended was adopted.

The fourth, fifth, sixth, seventh, eighth and ninth committee amendments were adopted.

## SENATOR KNITTLE

Moved to amend line 7, page 4, by striking out "\$1300" and insert in lieu thereof "\$1500."

Adopted.

## SENATOR WOODWARD

Moved to amend by striking the whole of line 10, page 4, and by inserting in lieu thereof "salary of one filing clerk \$1800," in both columns.

## SENATOR BURNEY

Offered the following amendment to the amendment:

Strike out "\$1800" and insert "\$1600."

Adopted.

The amendment as amended was adopted.

(The president in the chair.)

## SENATOR CALHOUN

Moved to amend line 9, page 4, by striking out "\$1200," where it occurs and inserting in lieu thereof "\$1500."

Lost.

## ADJUTANT GENERALS' OFFICE

The committee amendment was lost by the following vote:

YEAS—3.

Armistead, Jarvis.  
Field,

NAYS—25.

Abercrombie, Burney,  
Bell, Calhoun,  
Burgess, Camp,

Claiborne,  
Davis,  
Douglass of J,  
Douglass of G,  
Frank,  
Garrison,  
Glasscock,  
Harrison,  
Houston,  
Knittle

Lane,  
McDonald,  
MacManus  
Pope.  
Simkins,  
Terrell,  
Upshaw,  
Woods.  
Woodward.

ABSENT—2.

Gregg,

Stinson,

## INSURANCE STATISTICS AND HISTORY.

The committee amendments were adopted.

## SUPREME COURT.

Senator Calhoun moved to amend by adding "for salary of commission of appeals \$10,650" in each column.

Lost.

Senator Bell moved to amend line 1, page 7, under head of Judicial department by striking out \$105,000—\$105,000 and insert in lieu thereof "\$107,500—\$107,500."

Adopted.

The committee amendments were adopted.

## JUDICIAL DEPARTMENT.

The committee amendment was adopted.

## SUPERINTENDENT OF PUBLIC BUILDINGS.

The committee amendments were adopted.

## STATE LUNATIC ASYLUM.

The first, second and third committee amendments were adopted.

The fourth committee amendment was adopted by the following vote:

YEAS—22.

Abercrombie,  
Armistead,  
Bell,  
Burgess,  
Calhoun,  
Douglass of J.  
Field,  
Frank,  
Garrison,  
Glasscock,  
Harrison,

Houston.  
Jarvis,  
Knittle.  
Lane,  
McDonald,  
MacManus.  
Pope,  
Terrell,  
Upshaw,  
Woods.  
Woodward.



## NAYS—5.

Burney, Davis,  
Camp, Gregg,  
Claiborne,

## ABSENT—3.

Douglass of G, Simkins.  
Stinson.

## DEAF AND DUMB ASYLUM.

The committee amendment was adopted.

## BLIND ASYLUM.

The committee amendments were adopted.

## DEPARTMENT OF EDUCATION.

The first and second committee amendments were adopted.

On motion of Senator Upshaw

The Senate adjourned until 2 o'clock p. m.

## AFTERNOON SESSION,

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called,

Quorum present.

On motion of Senator Woods,

Senator Allen was excused for to-day and to morrow.

On motion of Senator Douglass of Jefferson.

Senate bill No. 272.

"An act to regulate the shipment of lumber or other building material by railway companies."

Was laid before the Senate with House amendments.

## SENATOR TERRELL

Moved to strike out all in lines 8 and 9 after the word "dollars," down to the words, "And if," at end line 9, and insert "for each car not used."

Adopted.

On motion of Senator Harrison,

The House amendments as amended were concurred in.

## SENATOR HARRISON

Asked to have the Journals of yesterday corrected so as to show that he made a motion that the Senate do con-

cur in the House amendments to Senate bill No. 251.

That Senator Bell offered as a substitute for the motion that the Senate do not concur in said amendments,

And,

That the substitute was accepted and adopted.

Journal corrected.

On motion of Senator Gregg,

The Senate concurred in House amendments to Senate bill No. 115.

## SENATOR M'DONALD

Moved to suspend the rules and take up out of its regular order

House bill No. 316.

"An act to require foreign corporations to file their articles of incorporation with the Secretary of State, and imposing certain conditions upon such corporations transacting business in the State, and providing penalties for a violation of the same."

## SENATOR HOUSTON

Moved a call of the Senate.

Call sustained.

Roll called.

Absent without leave, Senator Stinson.

The Sergeant-at-Arms was dispatched to bring in the absent Senator.

On motion of Senator Pope,

The call was suspended

The rule was suspended and the bill taken up by the following vote:

## YEAS—21.

Abercrombie,

Armistead,

Bell,

Burges,

Burney,

Calhoun,

Camp,

Claiborne,

Douglass of J,

Douglass of G,

Field,

Frank,

Gregg,

Harrison,

Jarvis,

McDonald.

Pope,

Simkins.

Terrell,

Upshaw,

Woods.

## NAYS—8.

Davis,

Garrison,

Glasscock,

Houston

Knittle,

Lane,

MacManus,

Woodward.

## ABSENT—1.

Stinson,

The bill was read third time and passed by the following vote:

## YEAS—22.

Abercrombie,	Glasscock,
Armistead,	Gregg,
Bell,	Harrison.
Burney,	Jarvis,
Calhoun,	McDonald,
Camp,	MacManus.
Claiborne,	Pope,
Douglass of J,	Simkins.
Douglass of G,	Terrell,
Field,	Upshaw,
Frank,	Woods.

## NAYS—7.

Burges,	Houston.
Davis,	Kuittle,
Garrison,	Lane,

## ABSENT—1.

Stinson,

SENATOR GREGG

Moved to reconsider the vote just taken.

And

To lay that motion on the table.

The motion to reconsider was laid on the table.

On motion of Senator Armistead, Senator Stinson was excused until Monday.

## THE PRESIDENT

Announced that the hour had arrived for the consideration of the charges against Judge Frank Willis.

## ATTORNEY GENERAL HOGG

For the State opened the case and consumed one and three fourths hours of the two hours allowed him in the resolution of Senator Armistead adopted yesterday.

## JUDGE FRANK WILLIS

The respondent followed in his own behalf and continued to speak for one hour and forty five minutes.

## SENATOR FIELD

Sent up the following privileged reports:

COMMITTEE ROOM, }  
AUSTIN, TEXAS, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate

Sir—Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 134, being:

"An act to amend Article 568, title 20, chapter 2, of an act to adopt and establish the Revised Civil Statutes of the State of Texas," and find the same correctly enrolled, and have this day at 11 o'clock a. m., presented the same to the Governor for his signature.

FIELD, chairman.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 140 being:

"An act to legalize and validate the ordinances of cities and towns incorporated under the provisions of title 17 of the Revised Civil Statutes of the State of Texas, wherein any ordinance imposing a penalty, fine, imprisonment or forfeiture for violation of its provisions, has not been published in the official paper for ten days, as required by law," and find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his signature.

FIELD, chairman.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

To the Hon. T. B. Wheeler, President of the Senate.

Sir—Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 191, being:

"An act to provide for the appointment of district and county clerks pro tem in certain cases," and find the same correctly enrolled, and have this day, at 11 o'clock, p. m., presented the same to the Governor for his signature.

FIELD, chairman.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Enrolled Bills have carefully examined and compared substitute Senate bill No. 195, being:

"An act to regulate the time and manner for catching or taking fish, oysters, crabs and shrimps within the limits of tide water on the coast of Texas, and bayous, and in all the tributaries up to tide water in this State," and find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his signature.

FIELD, chairman.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Enrolled Bills have carefully examined and compared

Substitute Senate bill No. 222, being: "An act to amend Article 765, title 17, chapter 13, of the Penal Code of the State of Texas, and to add thereto Articles 765a and 765b," and find the same correctly enrolled, and have this day at 11 o'clock a. m., presented the same to the Governor for his signature.

FIELD, chairman.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 268, being

"An act to amend Articles 4823 and 4843 of the Revised Civil Statutes of the State of Texas, in relation to the trials of the right of property," and find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his signature.

FIELD, chairman.

COMMITTEE ROOM, }  
AUSTIN, April 1, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 325, being,

"An act to amend Article 1426, chapter 20, title 29, of the Revised Civil Statutes of the State of Texas," and find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his signature.

FIELD, chairman.

#### THE PRESIDENT

Gave notice of signing the following bills.

House bill No. 52.

"An act to amend title 95, of the Revised Statutes, by adding thereto Articles 4710a, 4710b, 4712a, 4748a, 4763a and 4765a, and by amending Articles 4740, 4744, 4746, 4747 and 4748."

House bill No. 94.

"An act to amend Article 4227, chapter 10, title 84, of the Revised Civil Statutes of the State of Texas."

House bill No. 128.

"An act to amend Article 183 and 186 of the Penal Code,"

House bill No. 283.

"An act to require the Commissioner of the General Land Office to issue to the heirs of James L. Holmes duplicate bounty warrants for 1920 acres of land."

House bill No. 284,

"An act to amend section 5, of an act approved February 6, 1884, entitled 'an act to amend sections 5, 7, 26 and 39, of an act entitled 'an act to redistrict the State into judicial districts and fix the times for holding courts therein, and to provide for the election of judges and district attorneys in said districts, at the next general election, so be held on the first Tuesday after the first Monday in November, 1884,' approved April 9, 1883,"

House bill No. 463.

"An act for the relief of the heirs of Alexander Farmer, deceased."

House bill No. 569,

"An act to provide for ascertaining and correcting conflicts and errors in surveys of lands made for the common school university and asylum funds or other lands in which the State may be interested; to provide for the re-survey of same and for patenting surveys in certain cases."

On motion of Senator Burney,

The Senate adjourned until 8:15 p.m.

#### NIGHT SESSION.

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

#### JUDGE WILLIS

Resumed his argument for one hour and forty-five minutes, when the President announce that the time allowed the respondent and his counsel had expired.

On motion of Senator Calhoun,

Judge Willis was allowed an additional half hour in which to conclude his argument.

#### JUDGE WILLIS

consumed the half hour allowed him, when gain the president announced the time was up.

The Attorney General concluded the argument.

House joint resolution No. —

With regard to the charges of the House against Judge Willis was read.

## SENATOR DOUGLASS

Of Jefferson,  
Opposed further action in the  
matter till morning, and moved to  
adjourn till 10 o'clock to-morrow  
morning.

Lost.

SENATORS FRANK, HOUSTON AND BELL

Opposed further action in the matter  
till morning.

## SRNATOR TERRELL

Desired immediate action.

## SENATOR FRANK

Moved to adjourn till 9 o'clock to-  
morrow morning.

## SENATOR POPE

Moved to adjourn till 9:30 to-morrow  
morning.

The longest time off was put first and  
The Senate adjourned till 9:30 o'clock  
to-morrow morning.

## SEVENTY-FIRST DAY.

SENATE CHAMBER, }  
AUSTIN, TEXAS, April 2, 1887. }

The Senate met pursuant to ad-  
journment.

Lieutenant Governor Wheeler in the  
chair.

Roll called.

Quorum present.

Prayer by Chaplain, Dr. Smoot.

On motion of Senator Armistead

The reading of the journal of yester-  
day was dispensed with.

On motion of Senator Bell,

Senator Douglas of Grayson, was ex-  
cused for the day on account of sick-  
ness.

## PETITIONS AND MEMORIALS.

BY SENATOR GLASSCOCK: }

Petition of the Women's Chrifitian  
Temperance Union for the protection  
of women.

Referred to Judicial Committee No.2.

The following message was received  
from the House:

HOUSE OF REPRESENTATIVES, }  
AUSTIN, TEXAS, April 2, 1887. }

Hon. T. B. Wheeler, President of the Senate;

Sir—I am instructed by the House to

inform the Senate that the House  
passed the following bills:

Senate bill No. 269,

"An act to amend chapter 4, title 17,  
of the Revised Civil Statutes of the  
State of Texas, by adding thereto Ar-  
ticle 410a," with an amendment.

Senate bill No. 68,

"An act to validate the official acts  
of Wm. Veal, a notary pub-  
lic of Stephens county, Texas,  
and to permit him to file the bond and  
oath of office required by law of no-  
taries public, by a two-third vote,  
ayes 79, noe 16.

Senate bill No. 313,

"An act for the relief of J. C. Pat-  
ton."

Also,

That the House has adopted the re-  
port of the conference committee on  
Senate bill No. 174,

"An act to fix the venue of suits  
against foreign corporations" etc.

Senate joint resolution No. 26:

"To amend Article 5, of the Consti-  
tution of the State of Texas," with  
amendments.

Senate bill No. 349:

"An act to give the consent of the  
State of Texas to the purposes of a  
grant of money authorized and ap-  
propriated by an act of the Congress of  
the United States, approved March 2,  
A. D. 1887, and entitled 'an act to  
establish agricultural experiment sta-  
tions in connection with the colleges  
established in the several States under  
the provisions of an act approved July  
2, 1862,' and of the acts supplementary  
thereto."

Also, that the House insits upon its  
amendments to

Senate bill No. 251.

"An act to require occupation license  
to be posted by persons, firms and cor-  
porations, upon whom an occupation  
tax is levied in their places of busi-  
ness, and to punish violations of the  
same."

Also, that the House concur in the  
Senate amendments to House amend-  
ments to

Senate bill No. 272.

"An act to regulate the shipment of  
freights, and to require railway com-  
panies to furnish sufficient cars to  
transport the same, and to provide  
penalties for failures so to do."

Substitute Senate House bill No.  
357.

"An act to amend an an act ap-  
proved February 27, 1885, entitled  
'an act to amend section 34,  
of an act entitled 'an act to redistrict